



OFFICE OF
INSURANCE COMMISSIONER

ROWESIX • BUILDING 5
P.O. BOX 40257
OLYMPIA, WA 98504-0257
Phone: (360) 753-7300
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In the Matter of

Marlene McCatty-Davis,

Licensee.

No. D 98 - 16

ORDER REVOKING LICENSE

To: Marlene McCatty-Davis
463 Seneca NW
Renton, WA 98055

IT IS ORDERED AND YOU ARE HEREBY NOTIFIED that your agent's license is REVOKED, effective May 19, 1998, pursuant to RCW 48.17.530 and 48.17.540(2).

THIS ORDER IS BASED ON THE FOLLOWING GROUNDS:

On March 18, 1998, the Commissioner sent you a questionnaire regarding your activities as an agent of the Prudential Insurance Company of America issued pursuant to an Order of the Honorable Alfred M. Wolin, Judge of the United States District Court for New Jersey. In a letter accompanying this information, the Commissioner advised you that you must complete and return the questionnaire prior to April 8, 1998. A second letter reminding you of this requirement was sent on April 15, 1998. Your failure to respond to these requests violates RCW 48.17.475 which requires that insurance agents respond promptly, in writing, to any inquiry from the Commissioner relative to the business of insurance.

The above conduct constitutes wilful violation, or knowing participation in the violation, of the Insurance Code or proper orders or regulations of the Commissioner within the meaning of RCW 48.17.530(1)(b). By the above conduct, you have shown yourself to be incompetent or untrustworthy or a source of injury and loss to the public within the meaning of RCW 48.17.530(1)(h).

IT IS FURTHER ORDERED that you return your insurance agent's license licenses to the Commissioner on or within ten days after, the effective date of the revocation of your license, as required by RCW 48.17.530(4).

NOTICE CONCERNING YOUR RIGHT TO A HEARING. If you are aggrieved by this Order, RCW 48.04.010 permits you to demand a hearing. Pursuant to that statute and others: You must demand a hearing, in writing, within 90 days after this Order was mailed to you, or your right to a hearing will be deemed to have been waived.

ORDER OF REVOCATION

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Your demand for a hearing must specify in what respects you are aggrieved and the grounds to be relied upon as basis for the relief to be demanded at the hearing. If your demand for a hearing is received by the commissioner before the effective date of the revocation, the revocation will be stayed pending the hearing, pursuant to RCW 48.04.020. Upon receipt of a demand for hearing, the commissioner will mail you a notice concerning the time, place and details of the hearing. You are advised that the commissioner may levy a fine against you, pursuant to RCW 48.17.560, in addition to or in lieu of the suspension or revocation of your license, in the event of a hearing, if any grounds relied upon in this Order are sustained.

ENTERED AT LACEY, WASHINGTON, on April 29, 1998.

DEBORAH SENN
Insurance Commissioner

By 

WILLIAM E. FRANDSEN
Deputy Commissioner

Investigator: Allen Morrow



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In the Matter of

Marlene McCatty-Davis

Licensee

)
) No. D 98 - 16
)
) STIPULATION AND ORDER
) LEVYING A FINE
)
)

1320 07/06/98 \$400.00

1319 07/06/98 \$100.00

STIPULATION BY AGENT

Marlene McCatty-Davis, ("licensee") hereby stipulates to the payment of a fine in the total amount of \$500 based on the following facts which are hereby acknowledged.

On March 18, 1998, the Commissioner sent the licensee a questionnaire regarding her activities as an agent of the Prudential Insurance Company of America issued pursuant to an Order of the Honorable Alfred M. Wolin, Judge of the United States District Court for New Jersey. In a letter accompanying this questionnaire, the Commissioner advised the licensee that she must complete and return it to the Commissioner prior to April 8, 1998. When the licensee failed to return the questionnaire, a second letter was sent on April 15, 1998 reminding her of this requirement and warning her that the Commissioner would commence disciplinary action if the completed questionnaire was not received before April 28, 1998. The licensee's failure to respond to either of these requests violates RCW 48.17.475 which requires that insurance agents respond promptly, in writing, to any inquiry from the Commissioner relative to the business of insurance.

The licensee has engaged in practices that are not in accord with the standards set out in the insurance code of Washington. Accordingly, the licensee enters this Stipulation to the following Order voluntarily and with the understanding that such fine is in lieu the Commissioner's April 29, 1998 Order revoking the licensee's license for such conduct. The facts described above, and the fact of this stipulation, may be considered by the Commissioner in any future administrative, judicial, or other actions regarding licensee.

Signed this 4 day of JUNE, 1998.

Marlene McCatty-Davis
Marlene McCatty-Davis

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ORDER

Pursuant to RCW 48.17.560 and the foregoing Stipulation, the Commissioner hereby imposes a fine in the amount of \$500 upon Marlene McCatty-Davis.

That fine shall be paid in full within 30 days from the date of this Order. Upon licensee's failure to pay such fine within 30 days of the date of this order, the Commissioner will revoke the license of the licensee and the fine will be recoverable in a civil action brought on behalf of the Commissioner by the Attorney General.

ENTERED AT LACEY, WASHINGTON, this 4th day of June, 1998.

DEBORAH SENN
Insurance Commissioner

By W E Frandsen

WILLIAM E. FRANDSEN
Deputy Commissioner